

Attachment 1
FEDERAL ORDER
Domestic Quarantine of Dutchess County, New York,
for Pine Shoot Beetle (*Tomicus piniperda*)

This Federal Order provides notification, effective immediately, for quarantine of Dutchess County, New York, for Pine Shoot Beetle (PSB), *Tomicus piniperda*. This action is in response to detection of PSB in that county.

Effective immediately, interstate movement of PSB regulated articles from Dutchess County must be done in accordance with the stipulations of 7CFR 301.50.

7CFR 301.50-3(a) allows the quarantine of less than an entire state only when the State enforces an intrastate quarantine that matches Federal Pine Shoot Beetle regulations. Prior to July 30, 2007, the State Plant Regulatory Official for New York must confirm the establishment of an intra-state quarantine for Dutchess County that mirrors the Federal Regulatory requirements as specified in 7CFR301.50. The confirmation should be made in writing to the APHIS State Plant Health Director for New York.

7CFR 301.50-3(b) provides for temporary designation of new quarantine areas pending publication of a rule to add counties to the list shown in 7CFR 301.50-3(c). 7CFR 301.50-3(b) further requires written notification be given to the owners of property and enterprises in a newly quarantined area, advising them of the quarantine and the necessity of complying with requirements for the movement of regulated articles. This is the responsibility of the Federal and/or State regulatory personnel responsible for the PSB program in the affected state.

This Order is issued under the regulatory authority provided by the Plant Protection Act of June 20, 2000, as amended, Section 412 (a), 7U.S.C. 7712 (a), which authorizes the Secretary of Agriculture to prohibit or restrict the movement in interstate commerce of any plant, plant part, or article if the Secretary determines the prohibition or restriction is necessary to prevent the dissemination of a plant pest within the United States.

If you wish more details on the Federal Pine Shoot Beetle regulatory program, you may contact the staff officer, Weyman Fussell at (301) 734-5705. For information on regulatory requirements for movement of articles out of New York, please contact the APHIS State Plant Health Director, Yvonne DeMarino, at (518) 869-5540.

We continue to appreciate the cooperative relationship with the state of New York in our mutual effort to prevent the spread of quarantine pests.